

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Labour Employment Training & Factories Department – Establishment – Industrial Tribunal-II, Hyderabad – Regularization of Services of Sri J. Srinivas, Attender – Action of Chairman, Industrial Tribunal-I, Hyderabad Ratified – Orders – Issued.

LABOUR, EMPLOYMENT, TRAINING & FACTORIES (Lab.IV) DEPARTMENT

G.O.Ms.No.62

dated:30.7.2008.
Read the following:-

1. From the Chairman, Industrial Tribunal-I, Hyderabad Proceedings No.B1/1329/75, dated:27.3.1986.
2. From the Chairman, Industrial Tribunal-I, Hyderabad Proceedings No.B1/2343/93, dated:22.8.1994.
3. Orders of the Andhra Pradesh Administrative Tribunal dated:22.10.2002 in O.A. No. 5138/1994 filed by Sri J. Srinivas.
4. Government letter No.210/Lab.IV/A2/2003-5, dated:4.8.2003.
5. Government letter No.512/Lab.IV/A2/2003-2, dated:1.12.2003.
6. G.O Ms. No.212, Finance (PC-3) Department, dated:20.4.1994.
7. From the Chairman, Industrial Tribunal-I, Hyderabad Proceedings No. B1/5704/2004, dated:15.10.2004.
8. From the Chairman, Industrial Tribunal-I, Hyderabad Proceedings No. B1/5704/2004, dated:23.10.2007 & 23.1.2008.
9. From the Chairman, Industrial Tribunal-I, Hyderabad Proceedings No. B1/5704/2004, dated:23.5.2008.

ORDER:-

The Chairman, Industrial Tribunal-I, Hyderabad in his letter 9th read above, has stated that Sri J. Srinivas who was a registered candidate with Employment Exchange was temporarily appointed to the post of Masalchi on a full time contingent post vide his office Proceeding No.B1/1329/1975, dt:27.3.1986 and his services were terminated on 4.12.1993. Again he was reappointed to the above post of Masalchi on 7.12.1993 on his request. Later he was finally terminated on 22.8.1994 vide his office Proceeding No. B1/2343/93, dt: 22.8.1994. He has put in total service of 8 years as a full contingent employee.

Aggrieved by the said termination order, Sri J. Srinivas has preferred an O.A No.5138/1994 before the Hon'ble Andhra Pradesh Administrative Tribunal. The Hon'ble Andhra Pradesh Administrative Tribunal while allowing the said O.A. on 22.10.2002, ordered for reinstatement of Sri J. Srinivas forthwith and also for counting the period of absence from duty for all purposes, including the pension, etc.

In view of the said orders of Hon'ble Andhra Pradesh Administrative Tribunal, Sri J. Srinivas was permitted to join duty from 7.1.2003 as Masalchi.

In the letter 4th read above Government have ratified the action of the Chairman, Industrial Tribunal-I, Hyderabad in having reinstated Sri J. Srinivas join as Masalchi with effect from 7.1.2003 in Industrial Tribunal-I, Hyderabad. Further in the letter 5th read above the Government have advised the Industrial Tribunal-I, Hyderabad to take action as per G.O.Ms.No.212, Finance (PC.III) Department, dt:20.4.1994 for referring the matter to the Government, if Sri J. Srinivas fulfills all the conditions mentioned therein, entitling the persons who are put in 5 years service as on 25.11.1993 for regularization. Sri J. Srinivas was having continuous

service of 5 years as on 25.11.1993 between the period of 27.3.1986 and 22.8.1994.

The services of Sri J. Srinivas were regularized as Attender in the scale of Rs.2550-4550 under PRC-1999 Scales w.e.f 15.10.2004 and now is being paid under PRC-1999 scales and GPF subscription is being deducted every month from his salary. Further, the Chairman, Industrial Tribunal-I, Hyderabad has modified the date of regularization as 26.3.1991, on which date he completed (5) years of service instead of 15.10.2004 with monetary benefit from 15.10.2004 vide his office Proceedings 8th read above, in view of Orders dt:22.10.2002 in O.A.No. 1538/1994 read with G.O. Ms. No.212, of Finance and Planning (FW.PC.III) Department dt:22.4.1994.

Accordingly, the Office of Industrial Tribunal-I, Hyderabad has submitted a Bill, claiming the arrears of pay and Allowance of Sri J. Srinivas from 15.10.2004 to the Pay and Accounts Officer for passing the same. But the Pay and Accounts Officer returned the bill with an endorsement "to obtain clearance from the Government".

As per the Hon'ble A.P. Administrative Tribunal's Order J. Srinivas is entitled for counting the period of absence from duty for all purposes including the pension, etc.

In his letter 9th read above the Chairman, Industrial Tribunal-I, Hyderabad has therefore requested the Government to ratify the action taken by his Tribunal in Proceedings Nos. B1/5704/2004, dt:23.10.2007 and dt:23.1.2008 for continuing the services of Sri J. Srinivas as Attender from 26.3.1991 with monetary benefit from 15.10.2004 under RPS 2005 scales.

In the above circumstances reported by the Chairman, Industrial Tribunal-I, Hyderabad in his letter 9th read above, Government hereby ratify the action of the Chairman, Industrial Tribunal-I, Hyderabad in having regularized the services of Sri J. Srinivas, Attender, O/o the Industrial Tribunal-I, Hyderabad for counting the services of J. Srinivas as Attender from 26.3.1991 with monetary benefits from 15.10.2004 under RPS 2005 Scales.

The Chairman, Industrial Tribunal-I, Hyderabad shall take necessary further action in the matter.

[This order issues with the concurrence of Finance Department vide their U.O No.17045/256/A1/PC.III/08, dated:28.6.2008.]

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

BHANWAR LAL
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Chairman, Industrial Tribunal-I, Hyderabad

Copy to:

The individual thus the Chairman, Industrial Tribunal-I, Hyderabad.

The Pay and Accounts Officer, Hyderabad.

The Accountant General Office, Andhra Pradesh, Hyderabad.

The Finance (PC.III) Department.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER